

104TH CONGRESS
1ST SESSION

S. 530

To amend the Fair Labor Standards Act of 1938 to permit State and local government workers to perform volunteer services for their employer without requiring the employer to pay overtime compensation, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 10 (legislative day, MARCH 6), 1995

Mr. GREGG introduced the following bill; which was read twice and referred to the Committee on Labor and Human Resources

A BILL

To amend the Fair Labor Standards Act of 1938 to permit State and local government workers to perform volunteer services for their employer without requiring the employer to pay overtime compensation, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “State and Local Volun-
5 teer Preservation Act”.

1 **SEC. 2. WAIVER OF OVERTIME COMPENSATION.**

2 Section 7(o) of the Fair Labor Standards Act of 1938
3 (29 U.S.C. 207(o)) is amended—

4 (1) by redesignating paragraph (6) as para-
5 graph (7); and

6 (2) by inserting after paragraph (5), the follow-
7 ing new paragraph:

8 “(6) A public agency which is a State, political
9 subdivision of a State, or an interstate governmental
10 organization shall not be required to pay an em-
11 ployee overtime compensation or provide compen-
12 satory time under this section for any period during
13 which the employee—

14 “(A) volunteered to perform services for
15 the public agency; and

16 “(B) signed a legally binding waiver of
17 such compensation or compensatory time.”.

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